

BEFORE THE OFFICE OF CAMPAIGN FINANCE  
DISTRICT OF COLUMBIA BOARD OF ELECTIONS AND ETHICS  
FRANK D. REEVES MUNICIPAL BUILDING  
2000-14<sup>th</sup> STREET, N.W., SUITE 420  
WASHINGTON, D.C. 20009  
(202) 671-0550

IN THE MATTER OF

John L. Murphy  
Program Manager  
Child and Family Services Agency  
2041B – 38<sup>th</sup> Street, SE  
Washington, DC 20020

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DATE: June 25, 2004

DOCKET NO.: 03F-211

**ORDER**

This matter came before the Office of Campaign Finance (OCF) based upon respondent's motion for reconsideration (Motion) of the Order of the Director issued on September 26, 2003. On September 26, 2003, the Director entered an Order in this matter which imposed a fine of \$2,000.00 for failure to timely file a Financial Disclosure Statement on or before June 19, 2003 for calendar year 2002. On October 10, 2003, respondent filed the Motion.

**Summary of Evidence**

In the Motion, respondent states he was a victim of a violent crime on April 16, 2003, which revived a previous illness suffered in 1993. Respondent further stated that the trauma of this experience impaired his memory, which included the requirement to file a Financial Disclosure Statement with OCF. Respondent submitted a copy of a Police Report evidencing the incident. Respondent filed a fully executed Financial Disclosure Statement on October 10, 2003.

**Findings of Fact**

Having reviewed respondent's motion and the record herein, I find that:

1. Respondent suffered a traumatic incident which impaired his ability to timely file a Financial Disclosure Statement with OCF.
2. Respondent filed the required Financial Disclosure Statement with OCF on October 10, 2003.

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3. Respondent's explanation for the filing delinquency is credible in that he suffered a traumatic experience, duly evidenced, which hindered the timely filing of the required report.
4. Respondent is currently in compliance with the statute.

**Conclusions of Law**

1. Pursuant to the Order In the Matter of: John L. Murphy, a fine in the amount of \$2,000.00 was imposed upon respondent herein.
2. In accordance with 3 D.C.M.R. §3711.5 (1999), respondent appealed this matter.
3. Respondent violated D.C. Official Code §1-1106.02.
4. For good cause shown pursuant to 3DCMR §3711.6, the Director of Campaign Finance (Director) may modify, rescind, dismiss or suspend any fine.
5. Respondent's explanation for the filing delinquency constitutes good cause for suspension of the fine.

**Recommendation**

In view of the foregoing and information included in the record, I hereby recommend that the Director suspend the imposition of the fine in this matter.

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**Date**

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**Jean Scott Diggs  
Hearing Officer**

**Concurrence**

In view of the foregoing, I hereby concur with the Recommendation.

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**Date**

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**Kathy S. Williams  
General Counsel**

**ORDER OF THE DIRECTOR**

**IT IS ORDERED** that the fine in this matter be hereby suspended.

\_\_\_\_\_  
**Date**

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**Cecily E. Collier-Montgomery**  
**Director**

**SERVICE OF ORDER**

This is to certify that I have served a true copy of the foregoing Order.

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**Anwar Wilson**  
**Clerk**

**NOTICE**

Pursuant to 3DCMR §3711.5 (1999), any fine imposed by the Director shall become effective on the 16<sup>th</sup> day following the issuance of a decision and order, if the respondent does not request an appeal of this matter. If applicable, within 10 days of the effective date of this order, please make a check or money order payable to the D.C. Treasurer, c/o Office of Campaign Finance, Suite 420, 2000-14<sup>th</sup> Street, N.W., Washington, D.C. 20009.